UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK	v
GEORGE AIRDAY,	A

Plaintiff,

-against-

**MOTION IN LIMINE** 

14-cv-8065 (VEC)

THE CITY OF NEW YORK, and KEITH SCHWAM,

Defendants. -----X

Pursuant to Rules 401, 403, 404 and 608(b) of the Federal Rules of Evidence, Plaintiff George Airday hereby submits this motion in limine to exclude from trial any evidence about: (1) his wealth, net worth or assets; and (2) alleged prior bad acts about the revocation of a handgun license and a stolen gun; and (3) the results of the due process trial previously had, on the grounds that the allegations are not relevant to any issue or defense in the case; the allegations are highly inflammatory and likely to prejudice the jury against the Plaintiff; the allegations constitutes impermissible "bad act" character evidence; the allegations are not probative of the Plaintiff's character of truthfulness; and the allegations would, if admitted, require the Plaintiff to re-try those same allegations (which a jury previously rejected), and needlessly waste time with a "min-trial" about these allegations at trial.

Dated: October 16, 2020

s/Nathaniel B. Smith

Nathaniel B. Smith 225 Broadway – Suite 1901 New York, New York 10007 212-227-7062 natbsmith@gmail.com